

## Message Text

UNCLASSIFIED

PAGE 01 SAIGON 07853 01 OF 02 140841Z

15

ACTION EA-14

INFO OCT-01 EUR-25 NEA-14 ISO-00 IO-14 CIAE-00 DODE-00

PM-07 H-03 INR-10 L-03 NSAE-00 NSC-07 PA-04 RSC-01

PRS-01 SP-03 SS-20 OMB-01 AID-20 DPW-01 DRC-01 /150 W

----- 022153

R 140510Z JUN 74

FM AMEMBASSY SAIGON

TO SECSTATE WASHDC 5783

INFO AMEMBASSY BANGKOK

AMEMBASSY BUDAPEST

AMCONSUL HONG KONG

AMEMBASSY JAKARTA

AMEMBASSY LONDON

AMEMBASSY MOSCO

AMEMBASSY PARIS

USDEL JEC PARIS UNN

AMEMBASSY PHNOM PENH

USLO PEKING

AMEMBASSY STOCKHOLM

AMEMBASSY TEHRAN

AMEMBASSY TOKYO

AMEMBASSY VIENTIANE

AMEMBASSY WARSAW

USUN NY 666

USIA WASHDC

CINCPAC

UNCLAS SECTION 1 OF 2 SAIGON 7853

E.O. 11652: N/A

TAGS: PFOR VS VN

SUBJECT: GVN NOTE AND MFA DECLARATION ON FIRST ANNIVERSARY  
OF JOINT COMMUNIQUE OF JUNE 13, 1973

CINCPAC FOR POLAD

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 SAIGON 07853 01 OF 02 140841Z

1. SUMMARY: THE GVN FOREIGN MINISTRY HAS ISSUED A NOTE TO THE

TWELVE PARTIES TO THE PARIS AGREEMENT TRANSMITTING AN MFA DECLARATION ON THE OCCASION OF THE FIRST ANNIVERSARY OF THE JOINT COMMUNIQUE OF JUNE 13, 1973. THE SUBJECTS COVERED ARE THE CEASE-FIRE, INFILTRATION, RETURN OF CAPTURED PERSONNEL AND THE SEARCH FOR MIA'S, THE RIGHTS OF THE SOUTH VIETNAMESE TO SELF-DETERMINATION, RELATIONS BETWEEN THE TWO VIETNAMS, THE ICCS AND THE TWO- AND FOUR-PARTY JMC'S, AND THE SITUATION IN NEIGHBORING CAMBODIA AND LAOS. IN CONTRAST TO EARLIER SUCH NOTES, WE WERE NOT ASKED TO TRANSMIT THIS NOTE TO SELECTED GVN EMBASSIES AROUND THE WORLD. HOWEVER, INFO ADDRESSEES MAY WISH TO PASS THE TEXT TO GVN REPRESENTATIVES IN THEIR AREAS, IF SUCH EXIST, AND IF APPROPRIATE.

END SUMMARY.

2. BEGIN NOTE TEXT: "NO. 1325/BNG/25. NOTE. THE MINISTRY OF FOREIGN AFFAIRS OF THE REPUBLIC OF VIET-NAM PRESENTS ITS COMPLIMENTS TO THE PARTIES TO THE ACT OF THE INTERNATIONAL CONFERENCE ON VIET-NAM SIGNED AT PARIS ON 2 MARCH 1973, AND HAS THE HONOUR TO ENCLOSE TEREWITH THE TEXT OF A MINISTRY'S DECLARATION DATED 13 JUNE 1973, ITS RELATED PROTOCOLS AND THE JOINT COMMUNIQUE OF 13 JUNE 1973.

3. THE GOVERNMENT OF THE REPUBLIC OF VIET-NAM EARNESTLY APPEALS TO THE PARTIES TO TAKE IMMEDIATELY ALL POSSIBLE MEASURES, EITHER INDIVIDUALLY OR THROUGH JOINT ACTION, TO PUT RAPIDLY AN END TO THE HOSTILE ACTS OF THE COMMUNIST SIDE AND TO DEMAND THAT THE LATTER FULLY IMPLEMENT THE PARIS AGREEMENT OF 27 JANUARY 1973, IT RELATED PROTOCOLS AND THE JOINT COMMUNIQUE OF 13 JUNE 1973.

4. THE GOVERNMENT OF THE REPUBLIC OF VIET-NAM AGAIN REITERATES ITS FIRM INTENTION OF RESPECTING STRICTLY AND IMPLEMENTING SCRUPUDOUSLY ALL PROVISIONS OF THE ABOVE-MENTIONED TEXTS.

5. THE MINISTRY OF FOREIGN AFFAIRS OF THE REPUBLIC OF VIET-NAM AVAILS ITSELF OF THIS OPPORTUNITY TO RENEW TO THE PARTIES TO THE ACT OF THE INTERNATIONAL CONFERENCE ON VIET-NAM, THE ASSURANCES OF ITS HIGHEST CONSIDERATION."

END NOTE TEXT

UNCLASSIFIED

UNCLASSIFIED

PAGE 03 SAIGON 07853 01 OF 02 140841Z

6. BEGIN DECLARATION TEXT. "NCST/MCT/ST/13.6.74. DECLARATION OF THE MINISTRY OF FOREIGN AFFAIRS OF THE REPUBLIC OF VIET-NAM, SAIGON, 13 JUNE 1974. EXACTLY ONE YEAR AGO, THE PARTIES TO THE PARIS AGREEMENT OF 27 JANUARY 1973 SIGNED A JOINT COMMUNIQUE REAFFIRMING THEIR PLEDGE TO OBSERVE STRICTLY AND IMPLEMENT SERIOUSLY THE PARIS AGREEMENT AND ITS RELATED PROTOCOLS.

7. ALTHOUGH IT HAD SOLEMNLY SIGNED THE TWO ABOVE DOCUMENTS, THE

COMMUNIST SIDE HAS NOT HESITATED DURING THE PAST YEAR TO VIOLATE REPEATEDLY AND GROSSLY EVERY IMPORTANT PROVISION OF THE AGREEMENT AND ITS PROTOCOLS.

8. CONCERNING THE CEASE-FIRE: IN OPPOSITION TO ARTICLES 2, 3, AND 10 OF THE AGREEMENT AND THE ENTIRE PROTOCOL ON THE CEASE-FIRE IN SOUTH VIET-NAM, THE COMMUNISTS HAVE VIOLATED DAILY THE CEASE-FIRE BY LAUNCHING ATTACKS TO GRAB MORE LAND AND CONTROL MORE POPULATION; ENCIRCLING, SHELLING AND OVERRUNNING BASES HELD BY THE REPUBLIC OF VIET NAM ARMED FORCES; PERPETRATING ACTS OF TERRORISM AGAINST THE CIVILIAN POPULATION. TYPICAL CASES OF THE RECENT CEASE-FIRE VIOLATIONS BY THE COMMUNIST SIDE INCLUDE ITS SEIZURE OF TONG-LE-CHAN (12 APRIL 1974) AND DA-PEK BASES (16 MAY 1974)

ITS MAJOR OFFENSIVE ALONG THE CAMBODIAN-VIETNAMESE BORDER, IN THE HIGHLANDS AND COASTAL AREA OF CENTRAL VIET-NAM, AND IN BINH-DUONG PROVINCE; ITS ARTILLERY BOMBARDMENTS OF THE PRIMARY SCHOOLS OF CAI-LAY (9 MARCH 1974) AND SONG-PHU (4 MAY 1974) WHICH CAUSED THE DEATH OF A GREAT MANY SCHOOL-CHILDREN AND CIVILIANS AND ITS SHELLING OF THE URBAN CENTER OF BIEN-HOA (3 JUNE 1974). THUS, THE COMMUNIST SIDE HAS CLEARLY TRAMPLED UNDER FOOT THE CEASE-FIRE AGREEMENT AND RESUMED ITS ARMED AGGRESSION AGAINST THE REPUBLIC OF VIET-NAM.

9. CONCERNING THE PROBLEM OF INFILTRATION: IN DISREGARD OF ARTICLE 7 OF THE PARIS AGREEMENT, THE COMMUNISTS HAVE INTRODUCED INTO SOUTH VIET-NAM, FROM THE SIGNING OF THE AGREEMENT UNTIL NOW, SOME 150,000 TROOPS AND CADRES, ONE SAM-2 REGIMENT, ABOUT 600 TANKS AND 600 PIECES OF HEAVY ARTILLERY. THE LEVEL OF COMMUNIST INFILTRATION FOR THAT PERIOD IS EVEN HIGHER THAN DURING THE WAR. IN ORDER TO CARRY OUT THESE ILLEGAL ACTS, THE COMMUNISTS HAVE OPENLY ENLARGED CORRIDORS OF INFILTRATION AND BUILT A STRATEGIC SUPPLY

UNCLASSIFIED

PAGE 04 SAIGON 07853 01 OF 02 140841Z

ROUTE GOING FROM THE DEMILITARIZED ZONE TO LOC-NINH. CONSEQUENTLY, THE MILITARY POTENTIAL OF THE COMMUNIST SIDE IN SOUTH VIET-NAM IS NOW EVEN GREATER THAN IN 1972.  
MARTIN

UNCLASSIFIED

NNN

UNCLASSIFIED

PAGE 01 SAIGON 07853 02 OF 02 141332Z

42

ACTION EA-14

INFO OCT-01 EUR-25 NEA-14 ISO-00 IO-14 CIAE-00 DODE-00

PM-07 H-03 INR-10 L-03 NSAE-00 NSC-07 PA-04 RSC-01

PRS-01 SP-03 SS-20 OMB-01 AID-20 DPW-01 DRC-01 /150 W

----- 025206

R 140510Z JUN 74

FM AMEMBASSY SAIGON

TO SECSTATE WASHDC 5784

INFO AMEMBASSY BANGKOK

AMEMBASSY BUDAPEST

AMCONSUL HONG KONG

AMEMBASSY JAKARTA

AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY PARIS

USDEL JEC PARIS UNN

AMEMBASSY PHNOM PENH

USLO PEKING

AMEMBASSY STOCKHOLM

AMEMBASSY TEHRAN

AMEMBASSY TOKYO

AMEMBASSY VIENTIANE

AMEMBASSY WARSAW

USUN NY 667

USIA WASHDC

CINCPAC

UNCLAS SECTION 2 OF 2 SAIGON 7853

CINCPAC FOR POLAD

10. TO HIDE THEIR ACTIVE PREPARATIONS FOR A RENEWED WAR, THE COMMUNIST SIDE HAS OBSTINATELY REFUSED TO IMPLEMENT ARTICLE 7 (CONCERNING THE DESIGNATION OF POINTS OF ENTRY FOR THE REPLACEMENTS OF WAR MATERIAL AND MUNITIONS) AND ARTICLE 11 (CONCERNING THE DEPLOYMENT OF REGIONAL TEAMS OF THE JOINT MILITARY COMMISSIONS) OF THE PROTOCOL ON THE CEASEFIRE. IT HAS ALSO REFUSED UNCLASSIFIED

UNCLASSIFIED

PAGE 02 SAIGON 07853 02 OF 02 141332Z

TO LET THE ICCS TEAMS OPERATE IN THE COMMUNIST SIDE'S TEMPORARY TROOPS-STATIONING AREAS, IN DISREGARD OF THE ENTIRE PROTOCOL ON THE ICCS.

1. CONCERNING THE RETURN OF CAPTURED PERSONNEL AND THE SEARCH

FOR THOSE MISSING IN ACTION: THE COMMUNISTS ARE STILL DETAINING 26,645 MILITARY PERSONNEL AND 70,255 CIVILIAN PERSONNEL OF THE REPUBLIC OF VIETNAM CAPTURED BEFORE 28 JANUARY 1973, ALTHOUGH THE REPUBLIC OF VIET-NAM HAS PROVIDED A COMPLETE LIST OF THESE PERSONS AND THE DEADLINE FOR THE RETURN HAS LONG PASSED. BY SO DOING, THE COMMUNIST SIDE HAS OBVIOUSLY VIOLATED ARTICLES 8(A) AND 8(C) OF THE PARIS AGREEMENT AS WELL AS THE ENTIRE PROTOCOL CONCERNING THE RETURN OF CAPTURED PERSONNEL. THE COMMUNIST SIDE IS ALSO UNCOOPERATIVE IN THE GATHERING OF INFORMATION REGARDING THE PERSONNEL OF THE VARIOUS PARTIES MISSING IN ACTION. THEY EVEN SHOT AT TEAMS ENGAGING IN THE SEARCH FOR THESE MISSING PERSONS, THEREFORE TRAMPLING ON THE SPIRIT AND LETTER OF ARTICLE 8(B) OF THE AGREEMENT AND ARTICLE 10 OF THE RELATED PROTOCOL.

12. CONCERNING THE EXERCISE OF THE SOUTH VIETNAMESE PEOPLE'S RIGHT TO SELF-DETERMINATION PROVIDED FOR IN ARTICLES 9 TO 13 OF THE PARIS AGREEMENT, THE COMMUNIST SIDE HAS REJECTED ALL CONCRETE PROPOSALS OF THE REPUBLIC OF VIETNAM TO REACH FREE GENERAL ELECTIONS IN SOUTH VIETNAM. WORSE STILL, THE COMMUNIST SIDE HAS RECENTLY DECIDED TO SUSPEND INDEFINITELY THE MEETINGS BETWEEN THE TWO SOUTH VIETNAMESE PARTIES AT THE LA CELLE-ST-CLOUD CONFERENCE, THEREBY BLOCKING ALL POSSIBLE PROGRESS IN THE IMPLEMENTATION OF THE RIGHT TO SELF-DETERMINATION OF THE SOUTH VIETNAMESE PEOPLE.

13. AS FOR THE RELATIONS BETWEEN SOUTH AND NORTH VIETNAM, IN ACCORDANCE WITH ARTICLE 15(C) OF THE PARIS AGREEMENT, THE MINISTER FOR FOREIGN AFFAIRS OF THE REPUBLIC OF VIETNAM HAS TWICE PROPOSED TO MEET THE NORTH VIETNAMESE AUTHORITIES WITH A VIEW TO NORMALIZING THE RELATIONS BETWEEN THE TWO ZONES AND TO REDUCING THE TENSION IN SOUTH VIETNAM.

14. ON BOTH OCCASIONS, THE COMMUNIST AUTHORITIES IN HANOI HAVE REJECTED THIS PROPOSAL WITHOUT ANY JUSTIFIABLE GROUND.

UNCLASSIFIED

UNCLASSIFIED

PAGE 03 SAIGON 07853 02 OF 02 141332Z

15. MOREOVER, THE NORTH VIETNAMESE COMMUNIST ADMINISTRATION HAD DISREGARDED ARTICLES 15(A) AND 15(B) OF THE AGREEMENT BY DAILY VIOLATING THE MILITARY DEMARCATION LINE AS WELL AS THE DEMILITARIZED ZONE (DMZ) SEPARATING THE TWO PARTS OF VIETNAM.

16. VIS-A-VIS THE ICCS AND THE JOINT MILITARY COMMISSIONS ESTABLISHED ON THE BASIS OF ARTICLES 16 TO 18 OF THE PARIS AGREEMENT, THE COMMUNIST SIDE HAS ALWAYS SHOWED AN UNCOOPERATIVE AND HOSTILE ATTITUDE, IT HAS CONSTANTLY OBSTRUCTED AND SABOTAGED THE PLANS OF DEPLOYMENT AND THE INVESTIGATIVE WORK OF THESE BODIES, THE COMMUNISTS HAVE SHOT AT ICCS AIRCRAFTS, SHELLED ITS HEADQUARTERS, ARRESTED AND DETAINED ITS MEMBERS. THEY HAVE REFUSED TO CONTRI-

BUTE THEIR SHARE TO THE ICCS BUDGET. LATELY THEY HAVE LOUDLY CRITICIZED AND DARED THE INDONESIAN AND IRANIAN DELEGATIONS TO WITHDRAW FROM THE COMMISSION. BESIDES, THEY HAD RECENTLY UNI-LATERALLY SUSPENDED THEIR PARTICIPATION IN THE MEETINGS OF THE TWO-PARTY JOINT MILITARY COMMISSION AND OF THE FOUR-PARTY JOINT MILITARY TEAM FOR SOME TIME, THUS PARALYZING THE WORK OF THESE BODIES.

17. REGARDING CAMBODIA AND LAOS: IGNORING THE CLEAR PROVISIONS OF ARTICLE 20 OF THE PARIS AGREEMENT, THE COMMUNISTS HAVE CONTINUED THEIR MILITARY OPERATIONS ON THE NATIONAL TERRITORIES OF THESE NEUTRAL COUNTRIES, AND KEPT USING THEM TO INFILTRATE TROOPS AND WEAPONS INTO SOUTH VIETNAM. ON SEVERAL OCCASIONS, THE GOVERNMENT OF THE KHMER REPUBLIC HAS DENOUNCED THE ILLEGAL INTERFERENCE IN CAMBODIA BY NORTH VIETNAM. AS FOR LAOS, DEFENSE MINISTER SISOUK NA CHAMPASSAK OF THE PROVISIONAL GOVERNMENT OF NATIONAL UNION OF LAOS HAS JUST CRITICIZED NORTH VIETNAM FOR NOT WITHDRAWING ITS TROOPS FROM THE LAOTIAN TERRITORY IN CONFORMITY WITH THE PARIS AND VIENTIANE AGREEMENTS.

18. IN SHORT, ALTHOUGH IT HAD SIGNED THE PARIS AGREEMENT OF 27 JANUARY 1973 AND THE JOINT COMMUNIQUE OF 13 JUNE 1973, THE COMMUNIST SIDE HAS COMMITTED DAILY AND SERIOUS VIOLATIONS OF ALL THE PROVISIONS OF THAT AGREEMENT.

19. FOR ITS PART, THE GOVERNMENT OF THE REPUBLIC OF VIETNAM HAS ALWAYS STRICTLY OBSERVED AND SERIOUSLY IMPLEMENTED THE PARIS AGREEMENT OF 27 JANUARY 1973 AND THE RELATED PROTOCOLS. THE GOVERNMENT OF THE REPUBLIC OF VIETNAM DEMANDS THAT THE COMMUNIST

UNCLASSIFIED

PAGE 04 SAIGON 07853 02 OF 02 141332Z

SIDE RESPONDS BY A SERIOUS ATTITUDE.

20. MORE CONCRETELY, THE COMMUNIST SIDE MUST:

- IMMEDIATELY PUT AND END TO ALL ITS CEASE-FIRE VIOLATIONS AND ILLEGAL INFILTRATIONS.

- RETURN TO ITS TROOPS-STATIONING POSITIONS BEFORE 28 JANUARY 1973.

- WITHDRAW TO NORTH VIETNAM ITS TROOPS AND CHADRES, WEAPONS AND WAR MATERIAL THAT HAVE BEEN ILLEGALLY INTRODUCED INTO SOUTH VIETNAM.

- RETURN IMMEDIATELY ALL THE MILITARY AND CIVILIAN PERSONNEL OF THE REPUBLIC OF VIETNAM CAPTURED BEFORE 28 JANUARY 1973 AND START TALKS FOR THE RETURN OF ALL PERSONNEL CAPTURED THENCEFORTH.

- SHOW ITS GOODWILL FOR PEACE BY CONCRETE ACTS, AND NEGOTIATE SERIOUSLY WITH THE REPUBLIC OF VIETNAM SIDE WITH A VIEW TO REACHING AN OVERALL SOLUTION FOR THE PROBLEMS OF SOUTH VIETNAM.

21. ONLY IN THIS WAY COULD THE WAR BE ENDED RAPIDLY AND PEACE  
RESTORED IN VIETNAM. OTHERWISE, THE TENSION HERE WILL PERSIST  
AND THE COMMUNIST SIDE SHALL HAVE TO BEAR FULL RESPONSIBILITY  
FOR ALL THE CONSEQUENCES RESULTING FROM THIS SITUATION.

SAIGON, 13 JUNE 1974". END DECLARATION TEXT.  
MARTIN

UNCLASSIFIED

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** ARMISTICE, TREATY VIOLATION, INFILTRATION, POLITICAL SETTLEMENT, FOREIGN RELATIONS, COMMUNIQUE, MILITARY AGREEMENTS, COMMUNISTS, COMBAT OPERATIONS, MILITARY BASES, COMBAT CASUALTIES, POW RETURN, TROOP REDUCTIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 14 JUN 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974SAIGON07853  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D740154-0996  
**From:** SAIGON  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1974/newtext/t19740644/aaaabliz.tel  
**Line Count:** 338  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION EA  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 7  
**Previous Channel Indicators:** n/a  
**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** WorrelSW  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 16 OCT 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <16 OCT 2002 by PhilliR0>; APPROVED <10 JAN 2003 by WorrelSW>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** GVN NOTE AND MFA DECLARATION ON FIRST ANNIVERSARY OF JOINT COMMUNIQUE OF JUNE 13, 1973  
**TAGS:** PFOR, VS, VN  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005